

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JOSE AMAYA AND MARIA ELENA
MONTANO

No. C 10-01926 WHA

Plaintiffs,

ORDER DISMISSING CASE

v.

GMAC MORTGAGE, LLC, F/K/A GMAC
MORTGAGE CORPORATION,

Defendant.

Plaintiffs, proceeding *pro se*, filed claims in this action relating to a mortgage loan that they obtained. Defendant GMAC filed a motion to dismiss but plaintiffs did not file a timely opposition. Because plaintiffs are proceeding *pro se*, they were given additional time and the deadline to file their opposition was extended by two weeks. The order warned that “[i]f plaintiffs again fail to file a timely opposition, this matter will likely be dismissed for lack of prosecution” (Dkt. No. 13). Yet again, the deadline has passed and plaintiffs have not provided a response.

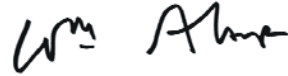
As described, plaintiffs have repeatedly failed to respond in a timely fashion. Due to

1 their failure to prosecute, this action will be **DISMISSED WITHOUT LEAVE TO AMEND.**

2 Judgment shall be entered.

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4 **IT IS SO ORDERED.**

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6 Dated: August 3, 2010.



7 WILLIAM ALSUP
8 UNITED STATES DISTRICT JUDGE
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